GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD Department – Allegation i.e "Not followed the guidelines issued in G.O.Ms.No.10, PR&RD (Progs-IA) Dept., Dt.10.01.2006 in entrustment of convergent portion work" – Disciplinary action against Sri K.C. Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now retired on 30.06.2019) under Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991 read with Rule-9 of APRPR, 1980 – Articles of Charge - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 693 **Dated: 10-12-2024**
Read the following:

G.O.Ms.No.71. (Vig.I) Dept., Dated:06-12-2024.

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ORDER:-

In pursuance of the sanction accorded in the G.O. read above, under subclause (i) of clause (b) of sub-rule (2) of Rule 9 of the Revised Pension Rules, 1980 for initiating departmental proceedings against Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now Retired), it is proposed to hold an inquiry in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services [Classification, Control and Appeal] Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV). Copies of documents are furnished herewith.

3. Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now Retired) is directed to submit Written statement of his defence within 10 days of the receipt of this order.

4. Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now Retired), is informed that, an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now Retired), is further informed that, if he does not submit his written statement of defense on or before the date specified in para (3) above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

(P.T.O)

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now Retired) through Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the charges on the individual and furnish a served copy to Govt. immediately)
Copy to:
The PR&RD (Progrs - II) Department.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER
(S.V.RAMA RAO)

ANNEXURE – I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.C.RAMANNA, THE THEN EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDYGUDEM (NOW RETIRED).

Charge:

That Sri K.C.Ramanna, the then Executive Engineer, PR Division, Jangareddygudem, now retired on 30.06.2019, while working as EE, PR Division, Jangareddygudem, has not followed the guidelines issued in G.O.Ms.No.10, PR&RD (Progrs. IA) Dept., Dt.10.01.2006 in entrustment of convergent portion work "Internal CC roads in Charles Nagar of Chintalapudi V&M) i.e. 50% CM Tipping share, which is more than Rs.5.00 lakhs, causing the legal complications. Sri M.M.Veera Swamy, Chairman, VLWC, Chintalapudi has filed CC No.1810/2023 in W.P.No.29031/2022. Hon'ble High Court passed orders to make payment, but the existing guidelines do not permit to entrust the work costing more than Rs.5.00 Lakhs to the works committee. Thus, he has violated Rule 3(1) and 3(2) of APCS (Conduct) Rules, 1964 and orders of the Government.

By his above mentioned act, Sri K.C. Ramanna, the then Executive Engineer, PR Division, Jangareddygudem (now retired on 30.06.2019), has failed to discharge his legitimate duties, exhibited lack of devotion to duty, lack of integrity and behaving in a manner unbecoming of a Government servant and thereby contravened Rule 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER
(S.V.RAMA RAO)

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI K.C.RAMANNA, THE THEN EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDYGUDEM (NOW RETIRED).

BASIS :

The Chief Engineer (PR)-II in his Letter No.CE(PR)/DEE3 Nomination Based Works/2023, Dt.30.11.2023 has submitted that, the Executive Engineer, PR Division, Jangareddygudem, Eluru District has informed that, Sri M.M.Veera Swamy, S/o.Ramulu Kanchanagudem, H/o.Pragadaaram Village of Chintalapudi Mandal filed CC No.1810/2023 in WP No.29031/2022 in the Hon'ble High Court of Andhra Pradesh with regard to payment of bill amount for the work "Providing internal CC roads in Charles Nagar of

(Continued On Page. 4)

Chintalapudi V&M under CM Tipping Grant which was administratively sanctioned vide Proceedings Rc.No.1)1/980/2018, dated 05.08.2018 of the District Collector & DPC, MGNREGS West Godavari District Eluru with an estimated cost of Rs-20.00 Lakhs. (Rs.10.00 Lakhs MGNREGS + Rs.10.00 Lakhs CM Tipping). Sri M.M.Veera Swamy, Chairman VLWC Chintalapudi has entered agreement with the Executive Engineer PR Division, Jangareddigudem on 26.10.2018 for the above work.

The Executive Engineer, PR Division Jangareddygudem, Eluru District informed that, the gross amount of the bill is Rs.8,82,384/- but funds are not available to upload the bill .and requested the Engineer-In-Chief PR for release of the funds. Further the petitioner filed CC No. 1810/2023 for non implementation of the orders of the Hon'ble High Court. After release of funds, the bill was uploaded and sent to PAO Eluru, but PAO has rejected the bill with a remark to attach the orders entrusting the work to Sri M.Veera Swamy VLWC, Chintalapudi on nomination basis as the cost of work is more than Rs.5.00 Lakhs.

The Government have accorded permission for taking up works costing up to Rs.20.00 Lakhs (Rs.10.00 Lakhs under MGNREGS + Rs.10.00 Lakhs under other grants) under MGNREGS in convergence with other grants by the Gram Panchayats vide G.O.Ms.No.61 PR & RD (Progs.I) Dept Dt.01.10.2016. In pursuance of the said GO, the Technical Advisor, PR & Rural Development, Govt of AP issued modified instructions to entrust the works to Gram Panchayats on nomination with other funds up to an extent of Rs.10.00 Lakhs instead of Rs.5.00 Lakhs. For die convergence grant is limited to the MGNREGS portion taken up in G.P. vide G.O.Ms.No.61, PR&RD (Progs.I) Dept., dt.1.10.2016. Again the PAO has return the bill with a remark that the Government accorded permission for taking up works up to Rs.20.00 Lakhs (Rs. 10.00 Lakhs under MGNREGS + Rs.10.00 Lakhs under other grants) to Gram Panchayats only. For other than Gram Panchayat/Chairman, VLWC (individual) necessary orders from competent authority shall be obtained for taking up works more than Rs.5.00 Lakhs on nomination basis.

It is observed that, Sri K.C.Ramanna, the then Executive Engineer PR Division, Jangareddygudem has not followed the guidelines issued in G.O.Ms No.10, PR&RD (Progs.IA) dept., dated 10.01.2006 in entrustment of convergent portion work (i.e. 50% CM Tipping share) which is more than Rs 5.00 lakhs causing the present legal complications (i.e., the Hon'ble High Court passed orders to make payment, whereas the existing guidelines do not permit to entrust the works costing more than Rs.5.00 lakhs to the works committees). Hence for making the payments in order to implement the Hon’ble High Court orders, relaxation of orders required for considering as a special case for the work taken up by the individual upto 10.00 lakhs, so as to avoid further legal problems and in view of the Contempt Case.

The Govt. have decided to cause inquiry, fix up the responsibility on Sri.K.C.Ramanna the then EE, PR, Jangareddygudem & others and initiate disciplinary action under CCA Rules against those responsible for causing Court case/legal complications. Accordingly, directed the ENC, PR vide Memo.No.290722- RE0PROG(ROAD)/469/2023, Dt.24.08.24.

Thus Sri K.C.Ramanna, the then EE, PR, Jangareddygudem, now retired on 30.06.2019, failed to discharge his legitimate duties, exhibited lack of devotion to duty, lack of integrity as Government servant and

(Continued On Page. 5)

thereby contravened Rule 3(1) and 3(2) of APCS (Conduct) Rules, 1964 and failed to follow the departmental procedure/Government orders and causing legal complications.

Hence, the charge.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER
(S.V.RAMA RAO)

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.C.RAMANNA, THE THEN EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDYGUDEM (NOW RETIRED ON 30.06.2019) ARE PROPOSED TO BE SUSTAINED.

(1) Chief Engineer (PR)-11 Letter No.CE(PR)/DEE3/Nomination Based Works/2023, Dated 30.11.2023.
(2)Govt. Memo. No.2290722-PRE0PROG(ROAD)/469/2023, Dt.24.08.2024

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER
(S.V.RAMA RAO)

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI K.C. RAMANNA, THE THEN EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDYGUDEM (NOW RETIRED ON 30.06.2019) ARE PROPOSED TO BE SUSTAINED.

- NIL-

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER
(S.V.RAMA RAO)